

1 MYSTY LANGFORD, ESQ.
 2 Nevada Bar No. 16909
 3 **RICHARD HARRIS LAW FIRM**
 4 801 South Fourth Street
 5 Las Vegas, Nevada 89101
 P: (702) 444-4444
 F: (702) 444-4455
 E: mlangford@richardharrislaw.com
Attorneys for Plaintiff

6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

9 ROSE BROWN, individually;

10 Plaintiff,

11 v.

12 GNLV, LLC d/b/a GOLDEN NUGGET LAS
 13 VEGAS HOTEL AND CASINO

14 Defendants.

CASE NO.: 2:24-cv-02404-JAD-MDC

DISCOVERY PLAN AND SCHEDULING ORDER

(SPECIAL SCHEDULING REVIEW REQUESTED)

15 Pursuant to Fed. R. Civ. P. 26(f) and Local Rule 26-1(a), the parties submit their
 16 proposed Discovery Plan and Scheduling Order. Deadlines that fall on a Saturday, Sunday, or
 17 legal holiday have been scheduled for the next judicial day.

- 18 1. **Meeting:** Pursuant to Fed. R. Civ. P. 26(f), a meeting was held on March 1, 2025, and
 19 was attended telephonically by Mysty Langford, Esq. of Richard Harris Law Firm for
 20 Plaintiff Rose Brown (“Plaintiff”) and by I-Che Lai, Esq. of Wilson, Elser, Moskowitz,
 21 Edelman & Dicker, LLP for Defendant GNLV, LLC d/b/a GOLDEN NUGGET LAS
 22 VEGAS HOTEL AND CASINO (“Defendant”).
- 23 2. **Pre-Discovery Disclosures:** Plaintiff and Defendant have agreed that they will
 24 respectively serve their disclosures on or before March 17, 2025.
- 25 3. **Areas of Discovery:** The parties agree that the areas of discovery should include, but
 26 not be limited to, all claims and defenses allowed pursuant to the Federal Rules of Civil
 27 Procedure.
- 28 4. **Discovery Plan:** The parties jointly propose to the Court the following discovery plan.

1 **A. Discovery Cut-Off Date:**

2 The parties jointly request a change to LR 2601(b)(1) to extend the discovery
3 period to 9 months (270 days). Defendant filed its *Petition for Removal* on
4 December 26, 2024 [ECF No. 1], along with a *Notice of Removal* in the state
5 action. Defendant first appeared in the matter by filing its *Answer* on December
6 30, 2024 [ECF No. 4]. As a result of the removal, the parties have not yet been
7 able to commence conducting discovery. The parties need to negotiate certain
8 confidentiality structures to govern certain items of discovery and analysis of
9 pertinent video evidence as well as inquiry into the extent and nature of Plaintiff's
10 injuries. The nature of the injuries require the collection of extensive medical
11 records which supports the extended discovery period. The parties therefore
12 request that the discovery period be set for 270 days, calculated from the date of
13 the conduct of the FRCP 26(f) Case Conference, March 1, 2025, such that
14 discovery closes on November 26, 2025. This extended period allows the parties
15 to complete necessary discovery into Plaintiff's extensive injuries.

16 **B. Amending the Pleadings and Adding Parties:** The parties shall have until
17 August 28, 2025, to file any motions to amend the pleadings and/or to add parties.
18 This date is 90 days before the discovery cut-off date.

19 **C. Fed. R. Civ. P. 26(a)(2) Disclosure of Experts:** Disclosure of expert shall
20 proceed according to Fed. R. Civ. P. 26(a)(2) and LR 26-1(b)(3) as follows:

21 i. The disclosure of experts and their reports shall occur on or before
22 September 29, 2025. The expert disclosure deadline is 58 days before the
23 discovery cut-off date as the 30th day is Saturday, September 27, 2025,
24 and the deadline has been adjusted to the next following judicial day.
25 ii. The disclosure of rebuttal experts and their reports shall occur on or before
26 October 27, 2025. The rebuttal deadline is 30 days after the initial expert
27 disclosure deadline.

D. **Dispositive Motions:** The parties shall have until December 26, 2025, to file dispositive motions. This is 30 days after the discovery cut-off date, as required by LR 26-1(b)(4).

E. **Pre-Trial Order:** The parties will prepare a Consolidated Pre-Trial Order on or before January 26, 2026, which is 31 days after the date set for filing dispositive motions as the 30th day is Sunday, January 25, 2026, and the deadline has been adjusted to the next following judicial day as required by LR 26-1(b)(5). This deadline will be suspended if dispositive motions are timely filed until 30 days after the decision of the dispositive motions or until further Order of the Court. The disclosures required by Fed. R. Civ. P. 26(a)(3), and objections thereto, shall be included in the pre-trial order.

F. **Court Conferences:** If the Court has questions regarding the dates proposed by the parties, the parties request a conference with the Court before entry of the Scheduling Order. If the Court does not have questions, the parties do not request a conference with the Court.

G. **Authorizations:** It is agreed that Plaintiff will provide Defendant with HIPAA Compliant Authorizations for the Release of Patient Information pursuant to 45 CFR 164. The parties agree that in the event Plaintiff makes a claim for loss of wages or lost earning capacity, Plaintiff shall provide: (1) Consent for Release of Employment Information, left blank and (2) Authorization to Obtain Plaintiff's Tax Return information.

H. **Format of Discovery:** Pursuant to the electronic discovery amendments to the Federal Rules of Civil Procedure, the parties addressed the e-discovery issues pertaining to the format of discovery at the Rule 26(f) conference. The parties do not anticipate discovery of native files or metadata at this time, but each party reserves the right to make a showing for the need of such electronic data as discovery progresses.

1 I. **Alternative Dispute Resolution:** The parties certify that they have met and
 2 conferred about the possibility of using alternative dispute resolution processes
 3 including mediation, arbitration, and if applicable, early neutral evaluation.
 4
 5 J. **Alternative Forms of Case Disposition:** The parties certify that they considered
 6 consent to trial by magistrate judge under 28 U.S.C. § 636(c) and Fed. R. Civ. P.
 7 73 and the use of the Short Trial Program (General Order 2013-01).
 8
 9 K. **Electronic Evidence:** The parties certify that they discussed whether they intend
 10 to present evidence in electronic form to jurors for the purpose of jury
 11 deliberations. The parties have not reached any stipulations in this regard at this
 12 time.

DATED this 1st day of March 2025.

DATED this 3rd day of March 2025.

RICHARD HARRIS LAW FIRM

/s/ *Mysty Langford*
 MYSTY LANGFORD, ESQ.
 Nevada Bar No. 16909
 801 South Fourth Street
 Las Vegas, NV 89101
Attorneys for Plaintiff

WILSON, ELSER, MOSKOWITZ,
 EDELMAN & DICKER LLP

/s/ *I-Che Lai*
 I-CHE LAI, ESQ.
 Nevada Bar No. 12247
 6689 Las Vegas Boulevard South, Ste. 200
 Las Vegas, NV 89119
Attorneys for Defendant GNLV, LLC

IT IS SO ORDERED.

UNITED STATES MAGISTRATE JUDGE

DATED: 3-11-25